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 12 CENTURY SURETY COMPANY

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 14 **UNITED STATES DISTRICT COURT**
 15 **SOUTHERN DISTRICT OF CALIFORNIA**

16 CENTURY SURETY COMPANY,
 17
 18 Plaintiff,

19 v.

20 CAL-REGENT INSURANCE SERVICES
 21 CORPORATION and STATE NATIONAL
 22 INSURANCE COMPANY, INC.,

23 Defendants.

24 CAL-REGENT INSURANCE SERVICES
 25 CORPORATION,

26 Counter-claimant,

27 v.

28 CENTURY SURETY COMPANY,

Counter-Defendant.

Case No.: 13CV1488-JM-JMA

Hon. Jeffrey T. Miller

**CENTURY SURETY COMPANY'S
 OBJECTIONS TO DEFENDANT
 CAL-REGENT INSURANCE
 SERVICES CORPORATION'S PRE-
 TRIAL DISCLOSURES**

Filing Date: 6/27/13

Trial Date: 3/21/16

Discovery Cut-off: 4/3/15

Motion Filing Cut-off: 7/17/15

Plaintiff and Counter-Defendant Century Surety Company ("Century") submits the following Objections to Defendant Cal-Regent Insurance Services Corporation's Pre-Trial Disclosures.

I. OBJECTIONS TO TRIAL EXHIBITS

<u>Exhibit</u>	<u>Objection</u>
Exh. No. __: Century Surety's claims file showing Century Surety's handling of Brian Walderson's potential claim and State National's claim and Century Surety's bad faith in the handling of both claims.	The exhibit is insufficiently defined. The claim file is not a single document, but rather a compilation of many different documents. As a result, Plaintiff is unable to determine which document or documents Defendant intends to offer at trial, and is further unable to determine what other objections, if any, may exist.
Defendant's Exh. No. __: Century Surety's underwriting file showing Century Surety's handling of Brian Walderson's potential claim and State National's claim and Century Surety's bad faith in the handling of both claims.	The exhibit is insufficiently defined. The underwriting file is not a single document, but rather a compilation of many different documents. As a result, Plaintiff is unable to determine which document or documents Defendant intends to offer at trial, and is further unable to determine what other objections, if any, may exist.
Defendant's Exh. No. __: Vista Claims file relating to the lawsuit and claim by Brian Walderson against Sullivan Car Company.	The exhibit is insufficiently defined. The claim file is not a single document, but rather a compilation of many different documents. As a result, Plaintiff is unable to determine which document or documents Defendant intends to offer at trial, and is further unable to determine what other objections, if any, may exist.
Defendants Exh. No. __: Email correspondence between Richard	The exhibit is insufficiently defined. The "Email correspondence" is not

1 Nagby and State National regarding the	sufficiently identified so as to enable
2 lawsuit and claim by Brian Walderson	Plaintiff to determine which document or
3 against Sullivan Car Company.	documents Defendant intends to offer at
4	trial, or to determine what other
5	objections, if any, may exist.
6 Defendants Exh. No. __:	Hearsay; improper opinion.
7 Plaintiff's Initial Rule 26.1 Disclosure	
8 Statement in the matter of Walderson v.	
9 State National Ins. Co., et al, Superior	
10 Court of State of Arizona, Maricopa	
11 County, Case Number CV2010-034067	
12 Defendants Exh. No. __:	Hearsay; improper opinion; foundation.
13 April 24, 2012 letter from Burch &	
14 Cracchiolo and its attachment	
15 Defendants Exh. No. __:	Hearsay; relevance; improper opinion;
16 January 30, 2013 letter from Gruber,	foundation.
17 Hurst, Johansen, Hail, Shank to Century	
18 Surety Group.	
19 Defendants Exh. No. __:	Hearsay; relevance; improper opinion;
20 February 7, 2013 letter from Meagher &	foundation.
21 Greer to Gruber, Hurst, Johansen, Hail,	
22 Shank	

II. OBJECTIONS TO DEPOSITION TESTINONY

<u>Deposition</u>	<u>Objection</u>
1. Michael Burke	Insufficient designation to alert Plaintiff to the testimony being designated.

1	2. Anthony Modd	Insufficient designation to alert Plaintiff
2		to the testimony being designated.
3	3. Traci McGuire	Insufficient designation to alert Plaintiff
4		to the testimony being designated.

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8 DATED: February 5, 2016

WOOLLS & PEER
A Professional Corporation

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10
11 /s/ Gregory B. Scher
12 JOHN E. PEER
13 GREGORY B. SCHER
14 Attorneys for Plaintiff and Counterclaim-
15 Defendant
16 CENTURY SURETY COMPANY
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PROOF OF SERVICE

Century Surety Company v. Cal-Regent Insurance Services Corporation, et al.
Case No. 13-cv-1488-JM-JMA

I, Kristy Ortega, declare:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is Woolls & Peer, A Professional Corporation, One Wilshire Boulevard, 22nd Floor, Los Angeles, California 90017. On February 5, 2016, I served the document(s) described as **CENTURY SURETY COMPANY'S OBJECTIONS TO DEFENDANT CVAL-REGENT INSURANCE SERVICES CORPORATION'S PRE-TRIAL DISCLOSURES** on the interested parties in this action as follows:

☐ By placing ☐ the original ☒ a true copy thereof enclosed in a sealed envelope addressed as follows:

SEE ATTACHED SERVICE LIST

☐ BY MAIL: I am "readily familiar" with this firm's practice for the collection and the processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, the correspondence would be deposited with the United States Postal Service at One Wilshire Boulevard, 22nd Floor, Los Angeles, California 90017 with postage thereon fully prepaid the same day on which the correspondence was placed for collection and mailing at the firm. Following ordinary business practices, I placed for collection and mailing with the United States Postal Service such envelope at One Wilshire Boulevard, 22nd Floor, Los Angeles, California 90017.

☐ OVERNIGHT DELIVERY: I deposited such envelope in a facility regularly maintained by ☐ FEDERAL EXPRESS ☐ UPS ☐ Overnight Delivery [specify name of service:] with delivery fees fully provided for or delivered the envelope to a courier or driver of ☐ FEDERAL EXPRESS ☐ UPS ☐ OVERNIGHT DELIVERY [specify name of service:] authorized to receive documents at One Wilshire Boulevard, 22nd Floor, Los Angeles, California 90017 with delivery fees fully provided for.

☐ BY FACSIMILE: I sent via facsimile a copy of said document(s) to the following addressee(s) at the following number(s) in accordance with the written confirmation of counsel in this action.

☒ VIA ELECTRONIC SERVICE: At the time of electronic filing, on February 5, 2016, a PDF copy of said document(s) was transmitted to the following addressee(s) on the attached service list through the court's CM/ECF electronic filing system to the email addresses which said addressee(s) had provided to the CM/ECF electronic filing program.

☐ [State] I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☒ [Federal] I declare that I am employed in the offices of a member of the State Bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Executed on February 5, 2016, at Los Angeles, California.


 Kristy Ortega

SERVICE LIST

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